

BEALL & BURKHARDT, APC  
WILLIAM C. BEALL, STATE BAR NO. 97100  
ERIC W. BURKHARDT, STATE BAR NO. 132812  
CARISSA N. HOROWITZ, STATE BAR NO. 274814  
SUITE 200, LA ARCADE BUILDING  
1114 STATE STREET  
SANTA BARBARA, CALIFORNIA, 93101  
(805) 966-6774

Attorneys for GRL, LLC and GLR, LLC

UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA  
NORTHERN DIVISION

In re ) Bk. No. 9:19-bk-11573-MB  
HVI Cat Canyon, Inc., ) Chapter 13  
Debtor. )

**COMMENTS RE SEVENTH  
AMENDMENT TO CREDIT  
AGREEMENT AND STATUS HEARING**

Date: May 19, 2020  
Time: 10:30 a.m.  
Place: 1415 State Street  
Courtroom 201  
Santa Barbara, CA 93101

To the Honorable Martin Barash:

The Trustee filed a Seventh Amendment to the Credit Agreement. It appears at the end of this period there will be no further economic activity in this case. Before all cash in the case is depleted, Creditor GRL, LLC requests that the Trustee establish that he will abide by the Court Order requiring him to escrow all royalties payable to GRL, LLC. Although there is a line item for "royalties", that line item is insufficient to fund the shortfall in the escrow account through February, as well as the royalties payable for March, April and May. The Trustee has never accounted for or explained, formally or informally, the \$41,969.95 difference between the amount he deposited for August through November 2019 and the Debtor's books, he never deposited the \$10,245.47 owing for January, 2020 and he has made neither accounting nor payment for royalties owe for March, April or May of 2020.

1  
2 As far as the Status Conference is concerned, GLR, LLC would like to hear from the Trustee what  
3 his plans are for selling the assets of the estate, as this is the period of time the Trustee has suggested would  
4 be appropriate for a sale.

5  
6 Dated: 5/14, 2020

BEALL & BURKHARDT, APC

7  
8  
9 By:   
William C. Beall, Counsel for GRL, LLC

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

1114 State Street, Suite 200, Santa Barbara, CA 93101

A true and correct copy of the foregoing document entitled (*specify*):

### COMMENTS RE SEVENTH AMENDMENT TO CREDIT AGREEMENT AND STATUS HEARING

will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) 5/14/2020, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

- Anthony A Austin anthony.austin@doj.ca.gov
- William C Beall will@beallandburkhardt.com, carissa@beallandburkhardt.com
- Bradley D Blakeley blakeley@blakeleylawgroup.com, bradleydblakeley@gmail.com
- Alicia Clough aclough@loeb.com, mnielson@loeb.com, ladocket@loeb.com
- Marc S Cohen mscohen@loeb.com, kyles@loeb.com
- Alan D Condren , berickson@seedmackall.com
- Alec S DiMario alec.dimario@mhlip.com, debra.blondheim@mhlip.com; Syreeta.shoals@mhlip.com
- Karl J Fingerhood karl.fingerhood@usdoj.gov, efile\_ees.enrd@usdoj.gov
- H Alexander Fisch Alex.Fisch@doj.ca.gov
- Don Fisher dfisher@ptwww.com, tblack@ptwww.com
- Brian D Fittipaldi brian.fittipaldi@usdoj.gov
- Ellen A Friedman efriedman@friedmanspring.com, jquiambao@friedmanspring.com
- Gisele M Goetz gmgoetz@hbsb.com, ggoetz@collegesoflaw.edu; cecilia@hbsb.com
- Karen L Grant kgrant@silcom.com
- Ira S Greene ira.greene@lockelord.com
- Matthew C. Heyn Matthew.Heyn@doj.ca.gov, mcheyn@outlook.com
- Brian L Holman b.holman@mpglaw.com
- Brian L Holman b.holman@musicpeeler.com
- Tracy K Hunckler thunckler@daycartermurphy.com, cgori@daycartermurphy.com; rmahoney@daycartermurphy.com
- Eric P Israel eisrael@DanningGill.com, danninggill@gmail.com; eisrael@ecf.inforuptcy.com
- Razmig Izakelian razmigizakelian@quinnemanuel.com
- Evan M. Jones ejones@omm.com, ejones@omm.com
- Alan H Katz akatz@lockelord.com
- John C Keith john.keith@doj.ca.gov
- Jeannie Kim jekim@sheppardmullin.com, lsemeraro@sheppardmullin.com
- Mitchell J Langberg mlangberg@bhfs.com, dcrudup@bhfs.com
- Maxim B Litvak mlitvak@pszjlaw.com
- Vincent T Martinez llimone@twitchellandrice.com, smccomish@twitchellandrice.com
- Michael Authur McConnell (TR) Michael.mcconnell@kellyhart.com
- Brian M Metcalf bmetcalf@omm.com, brian-metcalf-9774@ecf.pacerpro.com
- Jerry Namba nambaepiq@earthlink.net, G23453@notify.cincompass.com; annie\_cunningham@ymail.com
- David L Osias dosias@allenmatkins.com, bcrfilings@allenmatkins.com, kdemorest@allenmatkins.com, csandoval@allenmatkins.com
- Darren L Patrick dpatrick@omm.com, darren-patrick-1373@ecf.pacerpro.com; sindelicato@omm.com; ejones@omm.com
- Jeffrey N Pomerantz jpomerantz@pszjlaw.com

- Benjamin P Pugh bpugh@ecg.law, mhamburger@ecg.law;calendar@ecg.law
- Edward S Renwick erenwick@hanmor.com, iaguilar@hanmor.com
- J. Alexandra Rhim arhim@hrhlaw.com
- Todd C. Ringstad becky@ringstadlaw.com, arlene@ringstadlaw.com
- Mitchell E Rishe mitchell.rishe@doj.ca.gov
- George E Schulman GSchulman@DanningGill.Com, danninggill@gmail.com;gschulman@ecf.inforuptcy.com
- Zev Shechtman zshechtman@DanningGill.com, danninggill@gmail.com;zschechtman@ecf.inforuptcy.com
- Sonia Singh ssingh@DanningGill.com, danninggill@gmail.com,ssingh@ecf.inforuptcy.com
- Daniel A Solitro dsolitro@lockelord.com, ataylor2@lockelord.com
- Ross Spence ross@snowspencelaw.com, janissherrill@snowspencelaw.com;donnasutton@snowspencelaw.com;brittanyDecoteau@snowspencelaw.com
- Christopher D Sullivan csullivan@diamondmccarthy.com, mdomer@diamondmccarthy.com;kmartinez@diamondmccarthy.com;quentin.roberts@diamondmccarthy.com;erika.shannon@diamondmccarthy.com;aiemee.low@diamondmccarthy.com
- Jennifer Taylor jtaylor@omm.com
- John N Tedford jtedford@DanningGill.com, danninggill@gmail.com;jtedford@ecf.inforuptcy.com
- Salina R Thomas bankruptcy@co.kern.ca.us
- Meagan S Tom meagan.tom@lockelord.com, autodocket@lockelord.com;taylor.warren@lockelord.com;autodocketdev@lockelord.com
- Patricia B Tomasco pattytomasco@quinnemanuel.com, barbarahowell@quinnemanuel.com;cristinagreen@quinnemanuel.com
- Fred Whitaker lshertzer@cwlawyers.com, spattas@cwlawyers.com
- William E. Winfield wwinfeld@calattys.com, scuevas@calattys.com
- Richard Lee Wynne richard.wynne@hoganlovells.com, tracy.southwell@hoganlovells.com;cindy.mitchell@hoganlovells.com
- Emily Young pacerteam@gardencitygroup.com, rjacobs@ecf.epiqsystems.com;ECFInbox@epiqsystems.com
- Aaron E de Leest adeleest@DanningGill.com, danninggill@gmail.com;adeleest@ecf.inforuptcy.com

☐ Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (date) \_\_, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

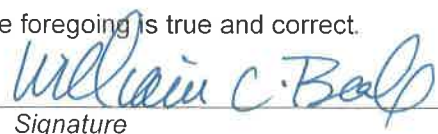
**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) \_\_, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

5/14/2020  
Date

William C. Beall  
Printed Name

  
Signature